

127.

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH**

CWP-10622-2022

Date of Decision: 18.05.2022

SUKHCHAIN SINGH AND ORS

.... Petitioners

Versus

STATE OF PUNJAB AND OTHERS

.... Respondents

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Baljeet Singh Sidhu, Advocate, for the petitioners.

JAISHREE THAKUR.J (Oral)

The petitioners herein were appointed as temporary Special Police Officers (SPOs) during the year 1990-95 and were absorbed on regular basis during the year 2004-10. Since the year 2004, a new Contributory Pension Scheme has been introduced, therefore, the petitioners had been making contributions out of their salary towards the said scheme. However, since some of the petitioners had approached this Court seeking a direction that they should be governed by the Old Pension Scheme, the said writ petition was accepted and it was ordered that they be governed by the Old Pension Scheme.

Pursuant to acceptance of the said writ petition, the petitioners requested for release of the amount which they had contributed in Contributory Pension Scheme but the same has not been released so far compelling the petitioners to serve a legal notice dated 22.03.2021 (Annexure P-7) upon respondent No.2.

Notice of motion.

At this stage, Ms. Anju Arora, Additional Advocate General, Punjab, who is present in Court, accepts notice on behalf of the respondents.

Having regard to the facts and circumstances of the case, this Court does not feel the necessity of calling for response of the State.

The present petition is disposed of with a direction to Director General of Police, Punjab i.e. respondent No.2 to consider and decide the legal notice dated 22.03.2021 (Annexure P-7) in accordance with law expeditiously, preferably within a period of 2 months from the date of receipt of certified copy of this order. In case anything is found due to be paid to the petitioners, the same be paid to them within a period of 3 months thereafter. The decision on the legal notice be conveyed to the petitioners and in case of failure to do so, the officer responsible for the lapse would be liable to pay costs of Rs.20,000/- from his personal pocket, to be deposited with the Punjab and Haryana High Court Advocates Welfare Fund.

18.05.2022

sanjeev

**(JAISHREE THAKUR)
JUDGE**

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No